

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

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In re:

MEnD Correctional Care, PLLC ,  
  
Debtor.

Chapter 7  
Case No. 22-60407

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**TRUSTEE'S OBJECTION TO RELIEF FROM STAY**

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Erik Ahlgren, the trustee in the above-referenced matter, files this response to the motion for relief from stay filed by AFCCO Credit Corporation (Doc 79).

I was appointed as trustee of this converted case on February 22. I became aware of this motion for relief from stay this afternoon and have not had an adequate opportunity to understand the possible effect on the estate. I am particularly concerned with the request for *nunc pro tunc* relief. I would like to understand whether the insurance in effect during the chapter 11 case would be void, or potentially void, if *nunc pro tunc* relief is granted. If the insurance is later determined to be void and an insurable claim were to arise, it would create a significant administrative expense that would take assets away from other, deserving priority unsecured creditors such as the employees. While it is my understanding that the Debtor's operations had fully ceased prior to the conversion, I would further like to understand whether granting the *nunc pro tunc* relief would create the possibility of exposure of possible liability for the chapter 7 bankruptcy estate.

Because of the uncertainty regarding this motion for relief from stay and, in

particular, the Debtor's request for *nunc pro tunc* relief, I object to the motion.

Ahlgren Law Office, PLLC

Dated: February 23, 2023

/e/Erik A. Ahlgren

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ATTORNEYS FOR TRUSTEE